

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

In re:

H-Food Holdings, LLC, *et al.*,¹

Debtors.

Chapter 11

Case No. 24-90586 (ARP)

(Jointly Administered)

**STIPULATION REGARDING THE UNITED STATES
TRUSTEE’S AND CREDITORS’ COMMITTEES’ DEADLINES TO
OBJECT TO DEBTORS’ APPLICATIONS TO EMPLOY PROFESSIONALS
(I) ROPES & GRAY LLP, (II) ALVAREZ & MARSAL NORTH AMERICA LLC,
AND (III) EVERCORE GROUP L.L.C., AS APPLICABLE**

[Relates to Objection Deadlines for the Professional Employment Applications Filed at Docket
Nos. 170, 171, and 172]

This *Stipulation Regarding the United States Trustee’s and Creditors’ Committee’s Deadline to Object to Debtors’ Applications to Employ Professionals (I) Ropes & Gray LLP, (II) Alvarez & Marsal North America LLC, and (III) Evercore Group L.L.C., as Applicable* (the “Stipulation”) is entered by and between the above captioned debtors and debtors in possession (collectively, the “Debtors”), the United States Trustee (the “U.S. Trustee”), and the Official Committee of Unsecured Creditors (the “Creditors’ Committee”) (collectively, the “Parties”).

WHEREAS, on December 11, 2024, the Debtors filed the following applications to retain certain professionals: (a) the *Debtors’ Application for Entry of an Order Authorizing the Debtors*

¹ The Debtors in these Chapter 11 Cases, along with the last four digits of each Debtor’s federal tax identification number are: HFS Sub, LLC (8177); H-Food Holdings, LLC (6072); Hearthside Food Solutions, LLC (8653); Peacock Engineering Company II, LLC (N/A); HFS Matterhorn Topco, Inc. (0765); Matterhorn Parent, LLC (4445); Matterhorn Intermediate, LLC (1574); Matterhorn Buyer, LLC (0335); Hearthside USA - Corporate, Inc. (3174); Hearthside Holdco, LLC (6206); Hearthside Finance Company, Inc. (8294); Interbake Foods, LLC (7640); Ryt-way Midco, LLC (4388); Hearthside USA, LLC (7655); Hearthside USA – CPG Partners, LLC (2282); Oak State Products, LLC (1822); Standard Functional Foods Group, LLC (4160); Quality Bakery Products, LLC (0528); Toll Packaging Services LLC (5955); Ryt-way Industries, LLC (0783); Matterhorn Sub, LLC (N/A); Peacock Foods LLC (N/A); and Hearthside USA – Produce & Foodservice, LLC (0783). The Debtors’ service address is 3333 Finley Road, Suite 800, Downers Grove, IL 60515.

to Employ and Retain Ropes & Gray LLP as Attorneys for Debtors and Debtors in Possession Effective as of Petition Date [Docket No. 170] (the “Ropes & Gray Application”), (b) the *Debtors’ Application for Entry of an Order Authorizing the (I) Retention and Employment of Alvarez & Marsal North America, LLC, (II) Designation of Robert M. Caruso as Chief Restructuring Officer, and (III) Provision of Additional Personnel for Debtors* [Docket No. 171] (the “A&M Application”), and (c) the *Application of Debtors for (I) Authority to Retain and Employ Evercore Group L.L.C. as Investment Banker Effective as of the Petition Date and (II) Granting Related Relief* [Docket No. 172] (the “Evercore Application”, together with Ropes & Gray Application and A&M Application, the “Professional Retention Applications”);

WHEREAS, the current deadline to file and serve any objection to the Professional Retention Applications is January 2, 2025 (the “Objection Deadline”);

WHEREAS, the U.S. Trustee has requested an extension of the Objection Deadline with respect to Ropes & Gray Application and A&M Application;

WHEREAS, the Creditors’ Committee has requested an extension of the Objection Deadline with respect to Evercore Application;

WHEREAS, the Debtors continue to negotiate certain outstanding issues related to Professional Retention Applications with the U.S. Trustee and the Creditors’ Committee.

NOW, THEREFORE, IT IS STIPULATED AND AGREED TO BY THE PARTIES AS FOLLOWS:

1. The Objection Deadline with respect to Ropes & Gray Application and A&M Application is extended to January 9, 2025 at 4:00 p.m. prevailing Central Time, solely with respect to the U.S. Trustee.

2. The Objection Deadline with respect to Evercore Application is extended to January 9, 2025 at 4:00 p.m. prevailing Central Time, solely with respect to the Creditors' Committee.

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IN WITNESS WHEREOF, this Stipulation has been executed and delivered as of the day and year first below written.

Dated: January 2, 2025

KEVIN M. EPSTEIN,
UNITED STATES TRUSTEE

/s/ Susan B. Hersh

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CERTIFICATE OF SERVICE

I certify that on January 2, 2025, I caused a copy of the foregoing document to be served by the Electronic Case Filing System for the United States Bankruptcy Court for the Southern District of Texas.

/s/ John F. Higgins

John F. Higgins